

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

ENRIQUE GARCIA-MARTINEZ  
VS.  
UNITED STATES OF AMERICA

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§

CIVIL ACTION NO. 4:21cv632  
CRIMINAL ACTION NO. 4:19cr289(1)

**ORDER OF DISMISSAL**

This civil action was referred to United States Magistrate Judge Kimberly C. Priest Johnson. The Report and Recommendation of the Magistrate Judge (Dkt. #36), which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration. No objections were timely filed. After reviewing the record, the court concludes that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the court.

It is therefore **ORDERED** that the motion to vacate, set aside, or correct sentence is **DISMISSED** without prejudice. It is further **ORDERED** all motions by either party not previously ruled on are hereby **DENIED**.

SIGNED this the 21st day of May, 2023.

  
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RICHARD A. SCELL  
UNITED STATES DISTRICT JUDGE